

Docket 17951 US PCT (INA)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: JANEL BIRK	Customer No. 51957
Serial No.: 10/587,099	Examiner:
Filed: July 21, 2006	Group Art Unit:
For: RELEASABLY-SECURABLE ON-PIECE ADJUSTABLE GASTRIC BAND	Confirmation No. 9529
	Irvine, California

**INFORMATION DISCLOSURE STATEMENT**

Mail Stop: Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicant provides with regard to the above-identified patent application entitled RELEASABLY-SECURABLE ON-PIECE ADJUSTABLE GASTRIC BAND, one copy of documents of which they are aware, which may be material to the examination of this application, and in respect of which there may be a duty of disclosure under 37 C.F.R. §1.56. A listing of the documents submitted is set forth on the attached 3 page Information Disclosure Citation (Form PTO/SB/08A and 08B).

While these documents may be material pursuant to 37 C.F.R. §1.56, the disclosure is not intended to constitute an admission that the documents are prior art in regard to this invention. The filing of this Statement should not be construed to mean that a search has been conducted or that no other material documents or information exists. Please do not hesitate to contact the undersigned should any questions arise regarding this Statement.

The Commissioner is hereby authorized to charge any fees required or necessary for the filing, processing or entering of this paper or any of the enclosed papers, and to refund any overpayment, to deposit account 01-0885.

Respectfully submitted,

Date: January 12, 2007

/Debra D. Condino/  
DEBRA D. CONDINO  
Attorney of Record  
Registration Number 31,007

Please direct all inquiries and correspondence to:

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**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

Sheet 1 of 2

Application number: **10/587,099**Filing Date: **July 21, 2006**First named Inventor: **JANEL BIRK**

Art Unit:

Examiner Name

Attorney Docket Number: **17951 US PCT (INA)****U.S. PATENT DOCUMENTS**

*Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number Kind Code <sup>2</sup> (if known)			
	AA	US 4,592,339	06-03-1986	Kuzmak, Lubomyr, et al.	
	AB	US 5,074,868	12-24-1991	Kuzmak, Lubomyr	
	AC	US 5,226,429	07-13-1993	Kuzmak, Lubomyr	
	AD	US 5,601,604	02-11-1997	Vincent, Vernon	
	AE	US 5,658,298	08-19-1997	Vincent, Vernon et al.	
	AF	US 6,916,326	07-12-2005	Bencheitrit, S.	
	AG	US RE 36,176	03-30-1999	Kuzmak, Lubomyr	
	AH		78		
	AI				
	AJ				
	AK				
	AL				
	AM				
	AN				
	AO				
	AP				
	AQ				

**FOREIGN PATENT DOCUMENTS**

*Examiner Initials*	Cite No	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				
	CA	PCT/US03/26678	03/11/2004	Inamed Medical Products		
	CB					
	CC					
	CD					
	CE					
	CF					
	CG					
	CH					

Examiner Signature	/Melissa Ryckman/ (03/23/2011)	Date Considered	
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\*EXAMINER Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. \*Applicant's unique citation designation number (optional). \*See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. \*Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). \*For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. \*Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. \*Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 35 U.S.C. 402 and 409. The information is required to obtain a relative benefit from the public information filed and by the USPTO to process an application to determine if it is covered by 35 U.S.C. 402 and 409.

**ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /MR/**

<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>	Application number:	<b>10/587,099</b>
	Filing Date:	<b>July 21, 2006</b>
	First named Inventor	<b>JANEL BIRK</b>
	Art Unit:	
	Examiner Name	
Sheet <u>2</u> of <u>2</u>	Attorney Docket Number:	<b>17951 US PCT (INA)</b>

<b>NON PATENT LITERATURE DOCUMENTS</b>		
*Examiner Initials*	Cite No <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published
	CA	<b>Helioscopie Product Insert for <i>Heliofast</i>, pgs. 1-11 (undated)</b>
	CB	

T<sup>6</sup>

Examiner Signature	/Melissa Ryckman/ (03/23/2011)	Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>Applicant is to place a check mark here if English language translation is attached.

This collection of information is required by 37 CFR 1.902 and 1.903. The information is required to obtain an allowance benefit by the public in the US and by the USPTO in the process of an application to confidentiality is governed by 35 USC 42 and 37 CFR 1.902.

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /MR/